



Express Mail No.: _____
POWER OF ATTORNEY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: De Jong et al.

Confirmation No.: 8984

Serial No.: 10/466,811

Art Unit: To Be Assigned

Filed: July 18, 2003

Examiner: To Be Assigned

For: A VIRUS CAUSING RESPIRATORY TRACT
ILLNESS IN SUSCEPTIBLE MAMMALS

Attorney Docket No.: 7682-101-999

REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ViroNovative BV (applicant or assignee) hereby revokes any and all previous powers and appoints:

☒ Practitioners at Customer Number 20583

as his/her/its/their attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please direct all correspondence address for the above-identified application to:

☒ The above mentioned Customer Number.

☒ Firm or Individual Name:

Address: Jones Day, 222 East 41st Street, New York, New York 10017

Telephone: (212) 901-9028

I am the:

☐

Applicant/Inventor

☒

Assignee of record of the entire interest. See 37 CFR 3.71.
(Statement under 37 CFR 3.73(b) is applicable)

BEST AVAILABLE COPY

Statement Under 37 C.F.R. 3.73(b)

ViroNovative BV states that it is:

- ☒ the assignee of the entire right, title, and interest; or
☐ an assignee of less than the entire right, title and interest.
 The extent (by, percentage) of its ownership interest is %

in the patent application/patent identified above by virtue of either:

- ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office on March 4, 2004 at Reel 015040, Frame 0376.
- OR
- ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

From: To:
 The document was recorded in the United States Patent and Trademark Office on at Reel , Frame , or for which a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.
- ☐ Copies of assignments or other documents in the chain of title are attached.
 [Note: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

ASSIGNEE: ViroNovative BV

Date: _____

Signature: _____

Typed Name: H. J. H. M. CLAASSENPosition/Title: CEO

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.

- ☒ Total of 1 form are submitted.

ASSIGNMENT

WHEREAS, WE, Jan Cornelius De Jong, a citizen of Netherlands, residing at Krugerlaan 205, Gouda, Netherlands NL-2806 EH; Ronaldus Adrianus Maria Fouchier, a citizen of the Netherlands, residing at Essenburgsingel 44a, Rotterdam, Netherlands NL-3021 AR; Bernadetta Gerarda Van Den Hoogen a citizen of the Netherlands, residing at Essenburgsingel 44a, Rotterdam, Netherlands NL-3021 AR; Albertus Dominicus Marcellinus Erasmus Osterhaus, a citizen of the Netherlands, residing at Dr. Breveestraat 16, Bunnik, Netherlands NL-3981 CH; and Jan Groen, a citizen of the Netherlands, residing at 14 Sea Bridge Road, Laguna Niguel, California 92677; ASSIGNORS, in A VIRUS CAUSING RESPIRATORY TRACT ILLNESS IN SUSCEPTIBLE MAMMALS for which we have executed an application for a Patent of the United States

- ☐ which is executed on ☐ even date herewith or ☐
☒ which is identified by Pennie & Edmonds LLP docket no. 7682-101-999
☒ which was filed on July 18, 2003, Application No. 10/466,811

and WHEREAS, ViroNovative BV, having an office for transaction of business at P.O. Box 1738, 3000 DR Rotterdam, Netherlands, ASSIGNEE, is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date 25-2-04, 2004

Jan Cornelius De Jong LS

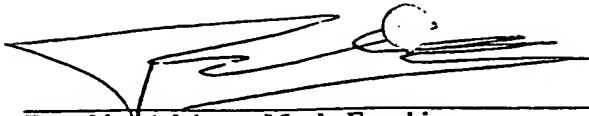
Date 25/02/04, 2004

Witnessed By Samir Simon LS

Date 25/2/2004, 2003

Witnessed By G.F. Rimmelzwaan LS

Date 24-2-04, 2003


Ronaldus Adrianus Maria Fouchier

LS

Date 24-2-04, 2003


Witnessed By JAMES SIMON

LS

Date 24-2-2004, 2003


Witnessed By G.F. Rimmelzwaan

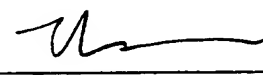
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Date 27-2-2004, 2003


Bernadetta Gerarda Van Den Hoogen

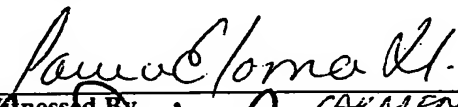
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Date 27-2-, 2003


Witnessed By JAMES SIMON

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Date 28-2, 2003


Witnessed By CARMEN CORREA

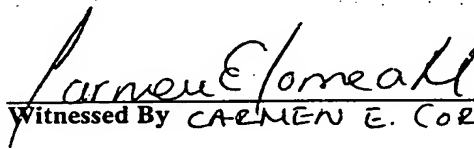
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Date 19th Febr. 2004, 2003


Albertus Dominicus Marcellinus Erasmus Osterhaus

LS

Date 19. Feb. 2004., 2003


Witnessed By CARMEN E. CORREA M.

LS

Date 19 Feb. 2004, 2003


Witnessed By JAMES SIMON

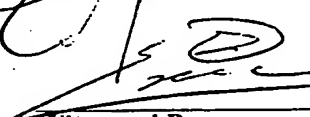
LS

Date 12/30/03, 2003


Jan Groen


LS

Date 12/30/03, 2003


Witnessed By E. CLAASSEN

LS

Date 12/30/03, 2003


Witnessed By JAMES SIMON

LS